

App. F IX-4

Previous References

ML 55-21-179, 199, 211
1214

193 40
(Mk.)

File No. 65-39
Serial Nos. 34, 56, 73

Later References.

Preserve

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 3

Part B for Sep 40

SUBJECT.

Review of Ocho Bye-dans in Madras -
J. M. G.

2213)

20. The O. C. Income Tax & the Comptroller

WD 100-672-2213-1213

NO L 2387-29 23 9/40

Sancho's

M. S. Sancho
20/9/40

GENERAL AND REVENUE SECRETARIAT

(172)

NOTES.

File No. 65-39

FILE HEADING

Rules & bye laws

FROM

The Dy Commr, Tumkur Dist

No. 46 C 1822/39 & Dated - 20 12 39 Received 21.12.39

Diary No. 2486

Enclos. in file Spare copies

Serial No 34

BRIEF ABSTRACT OF LETTER

Request is made for the proposal of the
Maddur Town Bd to amend its local bylaws
under Section 480 (K) of the T. R. Act.

NOTES AND ORDERS.

1) The proposal involves an amendment
of bylaws Nos 4, 6, 7, 11, 12 and Schedule I
of the existing bylaws. It is also proposed
to exempt these from the levy of octroi duty.

2) Portions amended are underlined in the
ofc proposal.

3) Submitted with a ofc go. for approval

CC-
29.12.39

By the Dy Commr have been
further sanctioned

NOTES—First Sheet

File No.

of 193

General and Revenue
Secretariat

There is no information in the records
as to the circumstances under which the
revision of the existing bylaws is proposed.

Further information is required to clarify
the position.

A draft letter calling for further information
is accordingly being prepared for approval.

for
27/1/40
70

6 done
23/4/40

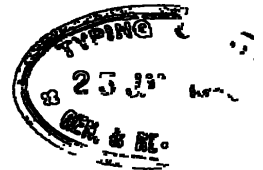
The D.C. - Tumkur Dist.
No 2 6576-23 M.L. 65

Call for further information

Letter no A6 c 1822/39-40 dated 6-4-40
from the Dy Commr Tumkur Dist. forwarding
his report - re the proposal of the Madhugiri
Town M.L. Ct. to revise the octroi bye-laws
of that Municipality.

The existing octroi bylaws in
force in the Madhugiri Town M.L. Ct. were
approved by the Govt in the year 1922 (Page 5.)

The Madhugiri Town M.L. Ct. have
now resolved to amend the bylaws
nos 4, 6, 7, 11 & 17 of Schedule I of
the above bylaws and also to exempt



for it
M

Serial
No.

Khadi from the levy of octroi
We shall consider that there
amendments are necessary to
exercise better check on the
dutiable articles imported into
the Town and to increase the
income thereby.

9

Bylaw No 4. as it stands at present,
it lays down that every person
bringing dutiable articles within the Town
shall report the fact at the T.O. Office.

This is further amplified by adding
it up into (a). & (b) by making
the present bylaw more explicit
so as to include articles carried
on any animal or in vehicles.
Para (b) lays down that a
person bringing in ^{dutiable} articles should
report the fact at the office &
then transport them to the octroi office.
It is not clear why this convoluted
procedure should be adopted & whether
it would not be sufficient if the
articles are produced ^{directly} at the octroi
office. The proposed bylaw means
delay & annoyance to the party &
appears to be unnecessary.

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of 1948-49

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No

1) Bylaw no 6: Under the present law, there is a wholesome safeguard that the goods conveyed to the octroi office should be accompanied by a pass.

In the proposed ^{amendment to the} ~~law~~ bylaw, the above words are omitted, with the result that there is reason to believe that ^{some of} the goods may be smuggled easily instead of there being an increase in octroi revenue, it may even go down. Hence the present bylaw may remain as it is.

2) Bylaw no 7 - a clause (b) is proposed to be added. It would be in the interest of traders ^{to have it} ~~to have it~~ maybe approved.

Bylaw no 11: At present the bonded warehouse would be open ^{every day} from 11 AM to 5 P.M. It is now proposed to

be changed to 7 to 11 A.M. & 2 to 6 P.M.

amendment proposed would be conducive to the better working of the other bylaws and would mean convenience to the traders.

instead of having the office at one stretch from 11 to 5 P.M. This might be almost in accordance with

Serial
No

para 159 of the N. A. N. vol II

Bylaw no 171 - The present bylaw allows the deposit of the goods in the warehouse for 24 hours only. It is now proposed to increase the period to 72 hours or 3 days. Acord to para 165 (i) of the N. A. N. vol II, the N. A. cl has power to fix the period during which articles may be allowed to remain free in the bonded warehouse. It may however be pointed out that in all the N. A. in the State, only a period of 24 hours is presently allowed & so far nowhere is it beyond that period. Fixing it at 3 days would mean that the N. A. cl would be taking more responsibility for the safe custody of the goods deposited therein. Such a long period should not be allowed to the importer also. No definite reasons have been assigned for the change. Hence it is submitted that the present period of 24 hours may remain without any change.

Order Bylaws. Madras
Tamil Nadu

File No

of 1938

General and Revenue
Secretariat

Serial
No

The other articles mentioned under that
bylaw & the rates for reference may
be approved.

13) The schedule I re charge of
the name of punts, may be allowed

14) As regards exemptions for
Khadi cloth, ^{small quantity} there has to be brought
under the rules (not under bylaw)
being indicated in the G.O. That
it may be included under the
exemption rules in force at the time.

15) The draft for punts will be revised
after orders are passed on the above

punts

Am 29/8/40 16) The idea is to revise
only some of the Bylaws
namely, 4, 6, 7, 11 & 17 of the existing
Bylaws & not to replace the entire set.

17) The proposed 4(a) might be approved
So also 4(b) They have said that a
person bringing dutiable articles within the
town shall report the facts to the Officer
looked first & then transport them to the
District Office. Though it might mean some
delay as noted above, it is taken as a
precautionary measure against people
clandestinely removing the articles to their
houses or shops ^{on their way} without telling them to

Amendments to the Ocher Bylaws
 - Madhupur Town Mty
 6235/138-4
 File No of 1938-40 [App F III-2]

General and Revenue
 Secretariat

Serial
 No.

the Ocher office. at all After all, was
 nor difficulties for the parts to report as
 the Ocher roads which are situated as
 the entrances to the town and all goods
 have for to go to Madhupur only by Road
 4(6) may stand as it is

in Byelaws (6), the words "accompanied
 by a peon" which have been omitted,
 could be retained as in the existing Byelaws

Byelaws 7(6) proposed might be approved

Re Byelaws (17) time allowed for the
 goods to remain ^{free of charge} in the warehouse may
 be reduced from 72 to 24 hours as in
 the case of other municipalities. It is 24
 hours even in the case of Mysore municipality

(17) Regarding the exemption recommended
 for Certified Khadi Cloth, it may be
 sanctioned It has really to be brought
 under the rule but be framed as per
 Sec 46(1) but probably could be included
 in the existing exemption as now is

Law Secy)

30/8/40

The By-laws may be approved with the above
 modification

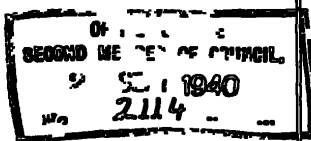
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FN: No

of 194

General and Revenue
Secretariat.

Serial
No.

Draft for sub maff

11/9/40

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12/8

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14/9/40



L. R. B. C. T. m. m. m.

Comptroller

No. 2381-2 da 23-9-40

Section the proposed amend. m. m. m.

BZ
23/9/40

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ML 65-39-34.

No.A 6 C 1822/39-40.

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904
YSORE

Office of the Deputy Commissioner,
Tumkur District
Dated, Tumkur, the 20th Decr 1939

From

K. Guru Dutt, Esq , B A ,
Deputy Commissioner,
Tumkur District TUMKUR

To

C Subrahmanya Aiyar, Esq , B A , B L ,
Secretary to the Govt of Mysore,
Law Department, BANGALORE

Sir,

Adverting to Government Order No 433/Ml 55-21-214 dated 11-12-1922 sanctioning the octroi bye-laws of the Madhugiri Town Municipality, I have the honor to state that the President, Municipal Council, Madhugiri in his letter No 45/39 dated 1st December 1939 (copy enclosed) has submitted the revised bye-laws for the regulation of the levy of octroi duty in the Municipality and states that the revised bye-laws were published in the Mysore Gazette vide Notification dated 25th September 1939 and that no objections were received in response to the same within the time limit fixed

The Municipal Council at their meeting held on 30-11-39 have resolved to obtain sanction of Government to the revised bye-laws

In the above circumstances, I request you to be so good as to obtain sanction of Government to the revised bye-laws as resolved by the Council

The records accompany

I have the honor to be,
Your most obedient servant

AD 20/12

Deputy Commissioner,
Tumkur District

SUBJECT

Drawy No of letter replied to

General and Revenue Secretariat

()
the 193

Date of issue.. 24 - 1 - 40

Signed by *W. M.*

Last of enclosures.

Copied by

Examined by

Section

File No.

Serial No.

No. L 65714 Recd

To

The D C Zambian Govt

Sir,

With refce to your
letter no AB.C 1827/3522
dated 20 Dec 1939
I am directed to request
you to explain clearly the
circumstances under which
the revision of the bylaws
now-in force in the Trading in Za
mbezi has been proposed. ~~that~~
~~the proposed bylaws~~
In regard to the bylaws
now in force, it may be stated
that whether the present

by laws nos 2 to 4 are
sufficient and ^{also} whether there is a
separate "restriction office" as mentioned
in the ~~proposed~~ revised bylaw no 4, as
distinguished from the "office".

3) Why should ~~the proposed bylaw~~
be retained as at present?

4) In regard to bylaw no 17, ^{is not}
the period of 72 hours ^{first hour} during which
the article may be allowed to remain
in the bonded warehouse, too long
and ~~whether~~ ^{is there} ~~the~~ ^{of} bonded warehouse?

5) In what ^{of} the large stock in
cocoanuts has been authorized?

6) Is "Lunkar-Bellay road" to be
substituted for the present "Lunkar-Bellay road"
in Schedule I?

7) In regard to exemption of Khari cloth, have
separate rules been framed under 46 ⁽²⁾ of
the 11 Act 433 & ~~exemption~~ ^{exemption} for
struction from ^{of} 1900 the no 2 bank
to ^{may be} ~~kind~~ ^{specified}
the records accordingly for issue & return
I have seen

63
for copy to be
on hand Sept

Copy of letter No. 45/39-40 dated 1st December 1939 from the President, Town Municipal Council, Madhugiri to the Deputy Commissioner, Tumkur

--00--

Subject - Revised bye-laws regulating the levy of octroi duty on articles imported into the Madhugiri Town Municipality

--00--

I have the honor to submit herewith the revised bye-laws regulating the levy of octroi duty in this Municipality (Bye-laws No 4,6,7,11 and 17) for kind perusal

The above bye-laws were revised and objections were called for, vide Gazette Notification dated 25-9-1939 herewith enclosed, fixing the time limit for one month for the receipt of objections

Since no objections were received, the Council resolved at the meeting held on 30-11-1939 that sanction of the Government may be obtained. A copy of the resolution No VIII dated 30th November 1939 is also herewith submitted

I request that sanction of the Government may be kindly obtained to the revision of the said bye-laws

The octroi bye-laws of this Municipality were sanctioned in Government Order No 433/M1 55-21-214 dated 11-12-1922 and a copy of the bye-laws is herewith submitted for kind perusal

--00--

C O P Y

AD 20/12

Deputy Commissioner,
Tumkur District

TEL ADDRESS DEFCOM

In all communications
please quote

No A6.c. 1822/39-40

Enc one file



Hm
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9/4

To

K GURU DUTT, Esq, B A,

Deputy Commissioner, Tumkur District,

TUMKUR

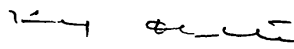
H. V. Narayana Rao, Esq., B.A., LL.B.,
Secretary to the Government of Mysore,
Law Department, Bangalore.

SIR,

Subject — Revision of Octroi Bye-laws in Madhugiri
Town Municipality

With reference to your letter No.L. 6514 dated 24-1-40
on the above subject, I have the honour to forward herewith, in
the original, the entire file of records received from the
President, Town Municipal Council, Madhugiri furnishing the
required particulars.

I have the honour to be,
Sir,
Your most obedient servant,


Deputy Commissioner,
Tumkur District

K S.V.
6/4

6232
OFFICE OF THE DEPUTY COMMISSIONER,
TUMKUR DISTRICT

Dated Tumkur, the 6th April 1940

71 65 39 56

F App F VI—G 2]
SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

()
the 193

Date of issue 23/9/40 193

Signed by Mr T.R.

May this be—

- (i) printed?
- (ii) treated as a standing order?
- (iii) published in the Gazette English Part?
- (iv) translated?
- (v) placed at the disposal of the press?
- (vi) published in the Gazette Kannada Part?

mb

genu

Section Tel
File No 65-39
Serial No 73

Proceedings of the Government of
His Highness the Maharaja of Mysore

Read—

- G.O. No. 24330 Ht 55-2-2 r

Dated 11 12 1922 sanctioning
the octroi by laws of the
Madhugiri Town Municipality
can be in any way

2) Letter No. 46 of 1822
6 4 14-
of 39 40 dated 20-12-39 from
the Dy. Commr, Srirangapatna
for approval
Order thereon—No forwarding the

proposal of the Madhugiri Town
M.C. to amend by laws
Nos 4, 6, 7, 11 and 17 and Schedule
I of the above by laws and to
exempt it from the levy
of octroi duty under Secn
48(1)(k) of the Town Municipalities

Act 1973 stating that the
presented amendments have been
observed in the case

order no L2387-2

Sanction is accorded to
the amendments proposed

respecting bylaws no 4 (a), 4(b)
7(c) 37. They are appended to this order.

2. Bylaw no 6 may be retained as approved

3. Bylaw no 17 is approved,

with the modification that the

Time allowed for the goods to

remain free of charge in the warehouse

is reduced from 92 to 24 hours as in the

case of other milks

List of Enclosure

4. The exemption from payment of octroi

in respect of certified khadi cloth is

also approved. This may be brought under

the taxation rules in force in the city

Copied by

The amendments approved above may be
incorporated in the existing regulations

which may be constituted for printed reports

for copies thereof may be sent for the record in regard

Vth The P. C. Jankinath
in compliance with the order

OFFICE OF THE MUNICIPAL
COUNCIL
MUNICIPAL COUNCIL

NOTIFICATION No.

DATED, THE 25th September 1933.

===== 00000 =====

It is hereby notified for the information of the public that the Municipal Council desire to bring into force the following revised Octroi bye-laws regulating the levy of Octroi duty on articles imported into the Town.

Any inhabitant of the Municipality having any objection in respect of the revised Octroi bye-laws may prefer the same in writing to the undersigned within a month from the date of publication of this notice in the Mysore Gazette.

Amendment to the
Revised Bye-laws regulating the levy of Octroi duty on
articles imported into the Town
Under section 18(1) of the Mysore Town Municipalities Act,
1933.
Approved by the Council

bye-law 1.

(a) Every person and every person in charge of an animal or ~~any~~ vehicle shall, on the requisition of any Municipal servant in charge of the Octroi Post, stop and account for the articles in his possession or articles carried by the animal or the vehicle as the case may be.

(b) Every person bringing dutiable articles within the town shall report the fact at the Octroi ["]lookal before bringing them into the town and transport them direct to the Octroi Office immediately after reporting the fact at the lookal.

bye-law 6. When the goods have been examined at the Octroi Post, the importer shall forthwith bring the taxable goods to the Octroi Office.

bye-law 7.

(b) On Sunday days, viz., Wednesdays the Octroi duty should be paid to the Municipal employees, appointed by the President at the particular lookals for the purpose and then brought into the town.

bye-law 11.

The Bombed Ware-house shall be open every day from

from 7-30 A.M. to 11 A.M. and 2 P.M. to 6 P.M.

Lye-law 17. No goods shall be allowed to leave the Bonded Ware-house until storage fees have been paid thereon under the following ^{rules} ~~rules~~. I. Goods shall be allowed to remain ^{up} ~~up~~ ~~24~~ hours free of charge. II. After that period single rates as in the following Schedule shall be charged for 7 days.

Cocoanuts ...	Per bag or portion of bag...	0-0-3 per	~~du~~
Dry Cocoanuts....	" Bund	0-0-3	"
Sugar	" Bag or part of bag	0-0-3	"
Cigarettes	" 2,000 or less than 1,000.	0-0-3	"
Leedies	" Lundle	0-0-3	"

SCHEDULE I.

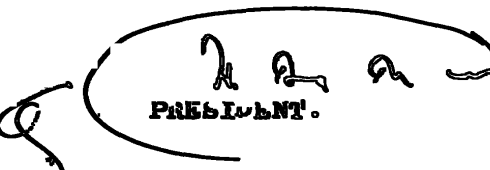
Name of Routes.

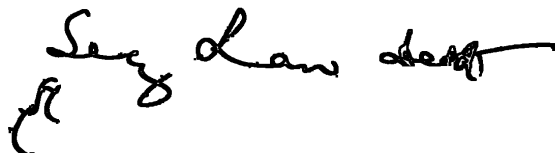
- I. Tumkur - Bellary Road.
- II. Goribidnur - Bira Road.

EXEMPTIONS.

Certified Khadi Cloth.

Such cloths should be produced at the Octroi Office with the invoice for inspection by the Officer in charge and should be impressed with the Octroi Seal free of charge.


PRESIDENT.


Secy Law Dept

O ING OF THE GO
THE MAHARAJA OF MYSORE

ad —

Government Order No. L. 4330/W1. 55-21-214 dated the 11th December 1922 sanctioning the Octroi bye-laws of the Madhugiri Town Municipalities

2. Correspondence ending with letter No. A6 C 1522 of 1932-40 dated the 6th April 1940 from the Deputy Commissioner, Tumkur District forwarding for approval the proposal of the Madhugiri Town Municipal Council to amend bye-laws Nos. 4, 6, 7, 11 and 17 and schedule of the above bye-laws and to exempt Khadi from the levy of octroi duty under Section 48 (1) (k) of the Mysore Town Municipalities Act 1933 and stating that the prescribed formalities have been observed in the case

Order No. *2381-2/mc* *65-39-73*
Dated, Bangalore, *23rd* ~~14th~~ September 1940.

Sanction is accorded to the amendments proposed in respect of bye-laws No. 4 (a), 4 (b), 7 (b) and 11. They are appended to this order.

8. Bye-law No. 6 may be retained as at present.

3. Bye-law No. 17 is approved, with the modification that the time allowed for the goods to remain, free of charge, in the warehouse is reduced from 72 to 24 hours as in the case of other Municipalities.

4. The exemption from payment of octroi in respect of certified Khadi cloth is also approved. This may be brought under the taxative rules in force in the Municipality.

The amendments approved above may be incorporated in the existing octroi bye-laws which may be consolidated and got printed together. Ten copies thereof may be sent to the secretariat for record.

~~Secretary~~

Amendments to the Bye-laws regulating the levy of Octroi Duty on articles imported into the Madhugiri Town framed under Section 48 of the Mysore Town Municipalities Act, and approved by Government on Government Order No. dated

Bye-law 4 -

(a) Every person and every person in charge of an animal or vehicle shall, on the requisition of any Municipal servant in charge, of the Octroi Post, stop and account for the articles in his possession or articles carried by the animal or the vehicle as the case may be.

(b) Every person bringing dutiable articles within the town shall report the fact at the Octroi Cokad before bringing them into the town and transport them direct to the Octroi Office immediately after reporting the fact at the Cokad.

Bye-law 7 -

(b) On Shandy days, viz , Wednesdays the Octroi duty should be paid to the Municipal employees, appointed by the President at the particular Cokads for the purpose and then brought into the town.

Bye-law 11 -

The Bonded Ware-house shall be open every day from 7-30 A.M., to 11 A.M. and 2 P.M., to 6 P.M.

Bye-law 17 -

No goods shall be allowed to leave the Bonded Ware-house until storage fees have been paid thereon under the following bye-laws

I. Goods shall be allowed to remain 24 hours free of charge,

II. After that period storage fees as in the following schedule shall be charged for 7 days.

Cocoanuts - Per bag or portion of bag	0	0	3	per day
Dry coconuts - " Maund	0	0	6	"
Sugar - " Bag or part of bag	0	0	6	"
Cigarettes - " 1,000 or less than 1,000	0	0	3	"
Beedies - " Bundle	0	0	6	"

2.

Schedule I.

Name of routes.

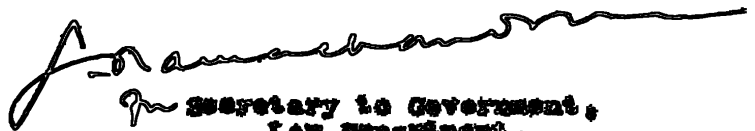
I. Tunkur - Bellary Road,

II. Gerbilnur-Sira Road.

Exemptions.

Certified Khadi Cloth.

Such cloths should be produced at the Octroi Office with the invoice for inspection by the Officer in charge and should be impressed with the Octroi Seal free of charge.


J. P. Amachan
Secretary to Government,
Law Department.